

## REMARKS

### **Status of the Application**

Upon entry of the present amendment, claims 1-23 and 25-33 will be pending in the present application. Claims 1, 15, 22 and 32 are the independent claims. In the Official Action, dated May 1, 2006, claims 1-2, 4-13, 15, 17-30, and 32 stand rejected under 35 U.S.C. § 103(a) as allegedly obvious over U.S. Patent No. 6,647,399 (Zaremba) in view of U.S. Patent No. 6,145,088 (Stevens). Claim 14 was rejected under 35 U.S.C. § 103(a) over Zaremba in view of Stevens, and further in view of U.S. Patent No. 6,038,379 (Fletcher et al.). Claims 3, 16, 31 and 33 were rejected under 35 U.S.C. § 103(a) over Zaremba in view of Stevens, and further in view of U.S. Patent No. 6,073,128 (Pongracz et al.). Independent claims 1, 15, 22, and 32 have been amended. No new matter has been added.

### **35 U.S.C. § 103(a) Rejections**

Independent claims 1, 15, 22, and 32, as amended, include features not taught by the prior art of record. Specifically, claim 1 recites:

A method for generating backup files in a computer system, comprising:  
generating a full backup file corresponding to a first time for a set of objects in the computer system;  
generating at least one incremental file for said set of objects after said first time, wherein each of said at least one incremental file is associated with the set of objects;  
identifying a target object within said set of objects for the generation of cumulative backup files; and  
generating at least one cumulative backup file corresponding to a second time, after said first time, for said target object, wherein said generating of said at least one cumulative backup file is performed off-line, **wherein said at least one cumulative backup file corresponding to a second time for said target object allows for the restoration of the target object without the restoration of the set of objects.**

Independent claim 1 was amended to include the feature of the least one cumulative backup file corresponding to a second time for the target object allowing for the restoration of the target object without the restoration of the set of objects. Support for the feature can be found in the specification as Originally filed on page 10, lines 18-26, for example.

Zaremba purports to teach a system for performing a backup operation of a target file (Zaremba, Abstract). A delta backup is created of the target file to a delta backup set (Id.). The delta backup set includes all of the changes made to a file since it was Originally backed up the first time (Id.). The set is assigned a name component indicating the version of the backup set generated at the first time subject to the delta backup and an operation may be initiated to perform a full backup of the target file to a version of the full backup set and a second time (Id.). A determination is made of the delta backup sets having the name component indicating the version of the backup set generated at the first time subject to the delta backup and an operation is initiated to perform a full backup of the target file to a version of the full backup set at a second time (Id.).

Stevens purports to teach a method of remote recovery of inaccessible data on computer storage devices (Stevens, Abstract). The method establishes a communications link from the local computer containing the storage device requiring recovery of data to a remote data recovery computer operated by a technician (Id.). A remote technician interacts as though seated in front of the local computer yet having access to all software programs which are resident at the technician's computer, allowing the remote technician to diagnose and rectify the data loss (Id.).

Fletcher et al. purports to teach a computer network having workstations executing many operating systems and a file server having a tape back up drive (Fletcher et al.,

Abstract). The file server runs a generic remote file system (GRFS) and workstations run GRFS clients that allow the GRFS file system to access data on the workstations (Id.).

Pongracz et al. purports to teach a method for identifying backup files that can restore a file in a transactional system (Pongracz et al., Abstract). A reset stamp and a filename are used to identify backup files associated with a particular file since that file was last restored (Id.). When the file needs to be restored, the minimum number of associated backup files are retrieved to process the restoration (Id.).

Neither Zaremba nor Stevens, nor Fletcher et al., nor Pongracz et al., alone or in combination, teach **allowing for the restoration of the target object without the restoration of the set of objects**. While the references teach creating backup files for target files or objects, none of the cited references teach the ability to restore a target object from a cumulative backup file without restoring the entire set of objects, as described in independent claim 1 as amended. It is therefore respectfully requested that the Examiner withdraw the rejection and allow claim 1.

Independent claims 15, 22 and 32 contain features similar to those described for independent claim 1, and are therefore allowable for the same reasons given above. It is therefore respectfully requested that the Examiner withdraw the rejections and allow claims 15, 22 and 32.

Dependent claims 2-14, 16-21, 23, 25-31, and 33 are all variously dependent on independent claims 1, 15, 22 and 32, and are therefore patentable for at least the reasons given for the independent claims. It is therefore respectfully requested that the Examiner withdraw the rejections and allow claims 2-14, 16-21, 23, 25-31, and 33.

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**PATENT**

**CONCLUSION**

Applicant believes that the present Amendment is responsive to each of the points raised by the Examiner in the Office Action, and submits that the claims of the application are in condition for allowance. Favorable consideration and passage to issue of the application at the Examiner's earliest convenience is earnestly solicited.

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